

Ordinance No. 124311

Council Bill No. 117897

AN ORDINANCE authorizing acceptance of donations from public and private sources in support of University District planning efforts, and increasing appropriation authority in the 2013 Adopted Budget contingent upon receipt of said donations.

The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: ~~Richard Conlin~~
[Signature]

Committee Action:

Date	Recommendation	Vote
9/20/2013	PASS -	SC NL 2-0-0

Related Legislation File:

Date Introduced and Referred: 9/9/13	To: (committee): Planning, Land Use and Sustainability
Date Referred: 9.9.13	To: (committee): Government Performance and Finance
Date Re-referred:	To: (committee):
Date of Final Action: 9/30/13	Date Presented to Mayor: 10/1/13
Date Signed by Mayor: 10.8.13	Date Returned to City Clerk: 10.8.13
Published by Title Only <input checked="" type="checkbox"/>	Date Vetoed by Mayor:
Published in Full Text <input type="checkbox"/>	Date Passed Over Veto:
Date Veto Published:	Date Returned Without Signature:

This file is complete and ready for presentation to Full Council.

Full Council Action:

Date	Decision	Vote
Sept. 30, 2013	Passed	9-0

Law Department

CITY OF SEATTLE
ORDINANCE 124311
COUNCIL BILL 117897

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4 AN ORDINANCE authorizing acceptance of donations from public and private sources in
5 support of University District planning efforts, and increasing appropriation authority in
6 the 2013 Adopted Budget contingent upon receipt of said donations; and ratifying and
7 confirming certain prior acts.

8 WHEREAS, in recognition of the Comprehensive Plan's designation of the U District as an
9 Urban Center and the community's intent to welcome a diversity of residents, expand the
10 local job base, encourage quality and variety in the built environment, and support
11 transit-oriented development, the Department of Planning and Development has
12 undertaken an area-wide planning and zoning study; and

13 WHEREAS, the Department of Planning and Development in carrying out area-wide planning
14 and zoning studies, must perform analysis of growth and development patterns; evaluate
15 the environmental impacts of new development; and evaluate the influence of City
16 regulations and policies on the development of housing and jobs; and

17 WHEREAS, funding to complete a thorough and meaningful analysis of zoning alternatives and
18 development scenarios in order to guide the assessment of environmental impacts and
19 policy decisions is often inadequate due to a lack of departmental resources and
20 competing demands; and

21 WHEREAS, local stakeholders have expressed interest in providing funding to assist the City in
22 preparing an Environmental Impact Statement (EIS) that analyzes proposals for rezoning
23 and changes to land use controls in the U District planning area; including transportation
24 impact analysis, urban design assessments, and analysis of development trends and
25 alternative development or zoning scenarios; and

26 WHEREAS, the Department of Planning and Development will take steps consistent with
27 Resolution 30816 to ensure that funding from private sources does not compromise the
28 independence or objectivity of the analyses, or the City's role in the conduct, direction, or
outcome of the U District Urban Design EIS and zoning proposal; and

WHEREAS, the Department of Planning and Development will provide equal access to findings
and conclusions in the U District Urban Design EIS and zoning proposal development to
all community partners, including the U-District Livability Partnership, the Roosevelt
Neighbors' Alliance, the University District Community Club, the University Park



1 Community Club, local residents, business and property owners, and the University of
2 Washington; and

3 WHEREAS, the City Council finds that if steps are taken to ensure that contributors of funding
4 will not exercise undue influence over the outcome of the U District Urban Design EIS
5 and zoning proposal, then funding from public and private sources may be accepted by
6 the Department of Planning and Development; and

7 WHEREAS, the Department of Planning and Development commits to using any donations they
8 receive before using allocated general fund dollars; and

9 WHEREAS, if allocated general fund dollars remain after U District zoning legislation is
10 approved by Council, the Department of Planning and Development commits to returning
11 that money to the general fund; NOW, THEREFORE,

12 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

13 Section 1. The Director of the Department of Planning and Development is hereby
14 authorized to accept donations for the U District Urban Design Environmental Impact Statement
15 from public and private donors in an aggregate amount of up to \$200,000.

16 Section 2. Contingent upon receipt of the donations authorized in Section 1 of this
17 Ordinance and, in order to pay for necessary costs and expenses to be incurred in 2013 but for
18 which insufficient appropriations were made, the appropriation for the following in the 2013
19 budget is increased from the fund shown:

20 Fund: Planning and Development Fund (15700)

21 Department: Department of Planning and Development

22 Budget Control Level: U2900 - Planning Division

23 Amount: \$200,000

24 Section 3. The appropriation made in Section 2 may be used to fund consultant assistance
25 on zoning recommendations and environmental impact analysis in the U District, and for no
26 other purpose.

27 Section 4. Unspent funds so appropriated shall carry forward to subsequent fiscal years
28 until they are exhausted or abandoned by ordinance.



1 Section 5. Any act consistent with the authority of this ordinance taken after passage of
2 this ordinance is hereby ratified and confirmed.

3 Section 6. This ordinance shall take effect and be in force 30 days after its approval by
4 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
5 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

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7 Passed by the City Council the 30th day of September, 2013, and
8 signed by me in open session in authentication of its passage this
9 30th day of September, 2013.

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11 
12 President _____ of the City Council

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14 Approved by me this 8th day of October, 2013.

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16 
17 Michael McGinn, Mayor

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19 Filed by me this 8th day of October, 2013.

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21 
22 Monica Martinez Simmons, City Clerk

23 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Planning and Development	Dave LaClergue / 733-9668	Melissa Lawrie / 684-5805

Legislation Title:

AN ORDINANCE authorizing acceptance of donations from public and private sources in support of University District planning efforts, and increasing appropriation authority in the 2013 Adopted Budget contingent upon receipt of said donations; and ratifying and confirming certain prior acts.

Summary of the Legislation:

This ordinance authorizes DPD to accept donations up to \$200,000 from neighborhood stakeholders to fund consultant assistance on zoning recommendations and environmental impact analysis in the University District.

Background:

DPD has worked with the U District community over the past year to complete an Urban Design Framework (UDF) to establish new planning directions for the neighborhood. The work was conducted in coordination with other City departments, including OED, DON, SDOT and SPD. The UDF complements efforts by the community to create a plan to revitalize the neighborhood's commercial districts and to build local leadership.

A central driver of DPD's work is anticipating new growth that will be stimulated by Sound Transit's U District light rail station, scheduled to open in 2021. To help shape this new growth, DPD will develop zoning recommendations for Council consideration in 2015. For that work to proceed, DPD needs to conduct an Environmental Impact Statement (EIS) to analyze possible impacts of various zoning alternatives.

The 2012 Q4 Supplemental Ordinance provided and carried forward into 2013 \$350,000 in General Fund support for the EIS. The full estimated cost of the EIS is \$550,000. Organizations in the community have expressed interest in donating funds to cover that gap and move the project forward. Future development in the neighborhood will benefit from the EIS in numerous ways.

In 2005, Resolution 30816 gave direction to DPD for accepting contributions toward planning studies. The proposed ordinance is consistent with this approach.

Please check one of the following:

This legislation does not have any financial implications.

This legislation has financial implications.



Appropriations:

Fund Name and Number	Department	Budget Control Level*	2013 Appropriation	2014 Anticipated Appropriation
Planning and Development Fund (15700)	Planning and Development	U2900 – Planning Division	\$200,000	
TOTAL			\$200,000**	

*See budget book to obtain the appropriate Budget Control Level for your department.

Appropriations Notes:

**The amount of appropriation authority to be used will not exceed the amount of donated funds received.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Department	Revenue Source	2013 Revenue	2014 Revenue
Planning and Development Fund (15700)	Planning and Development	Donations from Public and Private entities to be identified	\$200,000	
TOTAL			\$200,000	

Revenue/Reimbursement Notes:

Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact: *None*

Spending/Cash Flow: *Not applicable*

Other Implications:

- a) **Does the legislation have indirect financial implications, or long-term implications?**
 No.
- b) **What is the financial cost of not implementing the legislation?**
 If outside funding is not accepted, the City would either abandon the project and keep existing zoning in the University District, or conduct a large part of the EIS using time of existing City staff, causing significant delays and impacting other planning projects.
- c) **Does this legislation affect any departments besides the originating department?**
 Traffic analysis is one of the major components of an EIS. The budget for the EIS includes consultant work on traffic modeling and analysis, but this consultant work will need close coordination with SDOT reviewers. If DPD is successful in obtaining contributions to support the EIS, the budget will help cover SDOT work to review the traffic analysis.



- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** Increased general fund support to cover the full cost of the EIS.
- e) **Is a public hearing required for this legislation?**
No.
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- g) **Does this legislation affect a piece of property?**
No.
- h) **Other Issues:** None.

List attachments to the fiscal note below: Not applicable.





City of Seattle
Office of the Mayor

August 13, 2013

Honorable Sally J. Clark
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that accepts up to \$200,000 in donations from public and private sources to support U District Urban Design planning efforts. These funds will be used to analyze transportation, urban design, and environmental impacts of potential zoning changes in the urban center.

The Department of Planning and Development is working closely with the U District neighborhood and diverse community organizations to implement Comprehensive Plan goals and policies for the neighborhood. In 2012 and 2013, DPD partnered with the U District Livability Partnership and numerous community groups to develop the U District Urban Design Framework, containing preliminary recommendations for land use, transportation, and public space in the neighborhood. Before advancing any of those recommendations through proposed zoning and other regulations, we must complete an Environmental Impact Statement (EIS) to evaluate the possible environmental impacts.

The donations allowed by this bill would supplement the \$350,000 already allocated in the 2012 Q4 supplemental budget legislation, helping pay for consultant assistance in planning and environmental analysis.

The work that will be funded by this bill will ensure that the impacts of potential changes to the zoning in the U District are clearly identified and available to the public before review of related legislation proceeds. Thank you for your consideration of this legislation. Should you have any questions, please contact Dave LaClergue at 733-9668.

Sincerely,

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor
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STATE OF WASHINGTON -- KING COUNTY

--SS.

303586

No.

CITY OF SEATTLE, CLERKS OFFICE

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

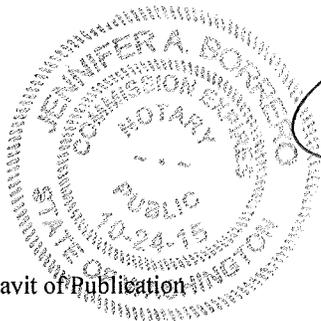
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:124304-320 TITLE ONLY

was published on

10/17/13

The amount of the fee charged for the foregoing publication is the sum of \$272.25 which amount has been paid in full.



Affidavit of Publication

Subscribed and sworn to before me on

10/17/2013

Notary public for the State of Washington,
residing in Seattle

City of Seattle

The full text of the following legislation, passed by the City Council on September 30, 2013, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>. Contact: Office of the City Clerk at (206) 684-8344.

ORDINANCE NO. 124304

AN ORDINANCE repealing Chapter 6.255, relating to the distribution of yellow pages phone books, and amending Section 6.202.280 of the Seattle Municipal Code.

ORDINANCE NO. 124305

AN ORDINANCE relating to land use and zoning; amending Sections 23.49.178 and 23.66.140 of the Seattle Municipal Code to allow development in Pioneer Square meeting certain requirements to attain a maximum height of 130 feet if a freestanding manufactured public restroom structure is acquired and installed and amending provisions for green building performance and rooftop features.

ORDINANCE NO. 124306

AN ORDINANCE establishing a five-year SoDo (South of Downtown) Parking and Business Improvement Area; levying special assessments upon owners of property within the area; providing for the deposit of revenues in a special account and expenditures therefrom; providing for collection of and penalties for delinquencies; providing for the establishment of a Ratepayers Advisory Board; providing for an implementation agreement with a Program Manager; and ratifying and confirming certain acts related thereto.

ORDINANCE NO. 124307

AN ORDINANCE relating to land use and zoning, amending Section 23.45.516 of the Seattle Municipal Code to modify the criteria for lots eligible for additional height in Midrise zones.

ORDINANCE NO. 124308

AN ORDINANCE relating to City real property; authorizing the transfer of jurisdiction of certain property in Block 1, Wenzel Addition to the City of Seattle, commonly referred to as 1125 North 98th Street, from the Department of Information Technology to the City Light Department for electric system purposes; and authorizing the payment of true and full value by the City Light Department to the Department of Information Technology for this transfer.

ORDINANCE NO. 124309

AN ORDINANCE related to the 2013 Budget; amending Ordinance 124058, which adopted the 2013 Budget, including the 2013-2018 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; revising project allocations for certain projects in the 2013-2018 CIP; creating positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

State of Washington, King County

ORDINANCE NO. 124310

AN ORDINANCE authorizing, in 2013, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Seattle Police Department, Human Services Department, Department of Planning and Development, Department of Parks and Recreation, Department of Finance and Administrative Services, Department of Transportation, Seattle City Light, and Seattle Public Utilities to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124311

AN ORDINANCE authorizing acceptance of donations from public and private sources in support of University District planning efforts, and increasing appropriation authority in the 2013 Adopted Budget contingent upon receipt of said donations; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124312

AN ORDINANCE relating to rental registration and inspection; amending the title of Chapter 22.214 and Sections 22.214.010, 22.214.020, 22.214.030, 22.214.040, 22.214.045, 22.214.050, 22.214.060, 22.214.080, and 22.214.085; amending previously non-codified section 16 of Ordinance 124011; and adding new sections 22.214.086 and 22.214.087.

ORDINANCE NO. 124313

AN ORDINANCE relating to Seattle Public Utilities; prohibiting certain recyclable materials from disposal in commercial garbage; and amending subsections A and B of Section 21.36.082 of the Seattle Municipal Code.

ORDINANCE NO. 124314

AN ORDINANCE authorizing the Director of Finance and Administrative Services to enter into a lease agreement with the Port of Seattle, a Washington municipal corporation, for yard space to store jet grout spoils from the Elliott Bay Seawall Project, and ratifying and confirming certain prior acts.

ORDINANCE NO. 124315

AN ORDINANCE relating to the Department of Finance and Administrative Services; authorizing the Director of the Department of Finance and Administrative Services to execute an amendment to a lease last authorized by Ordinance 122662, extending the City's lease of office space at 220 Third Avenue South in Seattle from PTL Property LP; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124316

AN ORDINANCE authorizing the Director of Finance and Administrative Services to enter into a lease agreement with Block 24 Seattle, LTD, L.P. for office space

in the Bank of America Fifth Avenue Plaza, for office use by various City Departments.

ORDINANCE NO. 124317

AN ORDINANCE relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle, City Light Department and the International Brotherhood of Electrical Workers, Local 77; and ratifying and confirming prior acts.

ORDINANCE NO. 124318

AN ORDINANCE relating to City employment; authorizing execution of a collective bargaining agreement between the City of Seattle and the Seattle Police Dispatchers' Guild to be effective January 1, 2012 through December 31, 2013; providing payment therefor; and ratifying and confirming prior acts.

ORDINANCE NO. 124319

AN ORDINANCE relating to City employment commonly referred to as the Second Quarter 2013 Employment Ordinance; designating positions as exempt from Civil Service status, amending Seattle Municipal Code Section 4.13.010, renaming a discretionary pay program, and ratifying and confirming prior acts; all by a 2/3 vote of the City Council.

ORDINANCE NO. 124320

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Date of publication in the Seattle Daily Journal of Commerce, October 17, 2013.
10/17(303586)